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Attorneys for Defendant Google LLC

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

CHASOM BROWN, *et al.*,

Plaintiffs,

v.

GOOGLE LLC,

Defendant.

Case No. 5:20-cv-03664-LHK-SVK

**DECLARATION OF JONATHAN TSE IN
SUPPORT OF JOINT SUBMISSION IN
RESPONSE TO DKT. 302 RE: SEALING
PORTIONS OF OCT. 20, 2021 SPECIAL
MASTER REPORT**

1 I, Jonathan Tse, declare as follows:

2 1. I am a member of the bar of the State of California and an attorney with Quinn
3 Emanuel Urquhart & Sullivan, LLP, attorneys for Defendant Google LLC (“Google”) in this action.
4 I make this declaration of my own personal, firsthand knowledge, and if called and sworn as a
5 witness, I could and would testify competently thereto.

6 2. Pursuant to Civil Local Rule 79-5, I submit this declaration in support of the parties’
7 Joint Submission in Response to Dkt. 302 re: Sealing Portions of October 20, 2021 Special Master
8 Report (“Report”). In making this request, Google has carefully considered the relevant legal
9 standard and policy considerations outlined in Civil Local Rule 79-5. Google makes this request
10 with the good faith belief that the information sought to be sealed consists of Google’s confidential
11 information and that public disclosure could cause competitive harm.

12 3. Google respectfully requests that the Court seal the redacted portions of the Report,
13 attached hereto as Exhibit A.

14 4. The information requested to be sealed contains non-public, sensitive confidential
15 business information related to Google’s internal technological systems that could affect Google’s
16 competitive standing and may expose Google to increased security risks if publicly disclosed,
17 including internal identifiers, projects, and data structures, which Google maintains as confidential
18 in the ordinary course of its business and is not generally known to the public or Google’s
19 competitors.

20 5. Such confidential information reveals Google’s internal systems and operations and
21 falls within the protected scope of the Protective Order entered in this action. *See* Dkt. 61 at 2.

22 6. Public disclosure of such confidential information could affect Google’s competitive
23 standing as competitors may alter their system designs and practices relating to competing products,
24 time strategic litigation, or otherwise unfairly compete with Google.

25 7. On October 27, 2021, the parties conferred on the proposed redactions to the
26 Order. Plaintiffs do not oppose sealing the proposed redactions.

27 8. For these reasons, Google respectfully requests that the Court order the identified
28 portions of the Report to be sealed.

1 I declare under penalty of perjury of the laws of the United States that the foregoing is true
2 and correct. Executed in San Francisco, California on October 27, 2021.

3
4 DATED: October 27, 2021

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

5 By /s/ Jonathan Tse
6 Jonathan Tse

7 *Attorney for Defendant*
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